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June 1, 2004

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GROUP: 1635**FAX NUMBER: 1-703-872-9306****ATTORNEY DOCKET NO.: ISPH-0567****SERIAL NO.: 09/938,048****FILED: August 23, 2001****NUMBER OF PAGES: 17**
(including this sheet)

MESSAGE: Attached is an Amendment Transmittal Letter (in duplicate);
 Preliminary Amendment;
 Request for Continued Examination (RCE) (in duplicate);
 Request for Extension of Time (3 months) and
 Credit Card Payment Form for \$1,720.00 (in duplicate)
 (\$770 for RCE fee and \$950 for Extension of Time fee).

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AMENDMENT TRANSMITTAL LETTER (Large Entity)

Applicant(s): Bennett et al.

Docket No.
ISPH-0567Serial No.
09/938,048Filing Date
August 23, 2001Examiner
Sean McGarryGroup Art Unit
1635

Invention: USE OF ANTISENSE OLIGONUCLEOTIDE LIBRARIES FOR IDENTIFYING GENE FUNCTION

JUN 01 2004

TO THE COMMISSIONER FOR PATENTS:

Transmitted herewith is an amendment in the above-identified application.

The fee has been calculated and is transmitted as shown below.

CLAIMS AS AMENDED

	CLAIMS REMAINING AFTER AMENDMENT	HIGHEST # PREV. PAID FOR	NUMBER EXTRA CLAIMS PRESENT	RATE	ADDITIONAL FEE
TOTAL CLAIMS	9 -	29 =	0	x \$18.00	\$0.00
INDEP. CLAIMS	1 -	5 =	0	x \$84.00	\$0.00
Multiple Dependent Claims (check if applicable) <input type="checkbox"/>					\$0.00
TOTAL ADDITIONAL FEE FOR THIS AMENDMENT					\$0.00

- No additional fee is required for amendment.
- Please charge Deposit Account No. _____ in the amount of _____.
- A check in the amount of _____ to cover the filing fee is enclosed.
- The Director is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. 50-1619
- Any additional filing fees required under 37 C.F.R. 1.16.
 - Any patent application processing fees under 37 CFR 1.17.

Jane Massey Licata

Signature

Dated: June 1, 2004

Jane Massey Licata
 Reg. No. 32,257
 Licata & Tyrrell P.C.
 66 E. Main Street
 Marlton, NJ 08053
 Tel: 856-810-1515
 Fax: 856-810-1454

I certify that this document and fee is being deposited on _____ with the U.S. Postal Service as first class mail under 37C.F.R. 1.8 and is addressed to the for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Signature of Person Mailing Correspondence

Typed or Printed Name of Person Mailing Correspondence

CC:

AMENDMENT TRANSMITTAL LETTER (Large Entity)

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 - Any patent application processing fees under 37 CFR 1.17.

Jane Massey Licata

Signature

Dated: June 1, 2004

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**REQUEST
FOR
CONTINUED EXAMINATION (RCE)
TRANSMITTAL**

Address to:
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P.O. Box 1450
Alexandria, VA 22313-1450

Application Number	09/938,048
Filing Date	August 23, 2001
First Named Inventor	C. Frank Bennett
Art Unit	1635
Examiner Name	S. McGarry
Attorney Docket Number	ISPH-0567

This Is a Request for Continued Examination (RCE) under 37 CFR 1.114 of the above-identified application. Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application. See Instruction Sheet for RCEs (not to be submitted to the USPTO) on page 2.

1. **Submission required under 37 CFR 1.114** Note: If the RCE is proper, any previously filed unentered and amendments enclosed with the RCE will be entered in the order in which they were filed unless applicant instructs otherwise. If applicant does not wish to have any previously filed unentered amendment(s) entered, applicant must request non-entry of such amendment(s).
- a. Previously submitted. If a final Office action is outstanding, any amendments filed after the final Office action may be considered as a submission even if this box is not checked.
 i. Consider the arguments in the Appeal Brief or Reply Brief previously filed on _____
 ii. Other _____
- b. Enclosed
 i. Amendment/Reply iii. Information Disclosure Statement (IDS)
 ii. Affidavit(s)/Declaration(s) iv. Other _____
2. **Miscellaneous**
 a. Suspension of action on the above-identified application is requested under 37 CFR 1.103(c) for a period of _____ months. (Period of suspension shall not exceed 3 months; Fee under 37 CFR 1.17(l) required)
 b. Other _____
3. **Fees** The RCE fee under 37 CFR 1.17(e) is required by 37 CFR 1.114 when the RCE is filed.
 a. The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. 50-1619
 i. RCE fee required under 37 CFR 1.17(e)
 ii. Extension of time fee (37 CFR 1.136 and 1.17)
 iii. Other Credit any overpayments/Charge any additional filing fees _____
 b. Check in the amount of \$ _____ enclosed
 c. Payment by credit card (Form PTO-2038 enclosed)

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

Name (Print / Type)	June Massey Licata	Registration No. (Attorney / Agent)	32.257
Signature	<i>June Massey Licata</i>	Date	June 1, 2004

CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop RCE, Commissioner For Patents, P.O. Box 1450, Alexandria, VA 22313-1450 or facsimile transmitted to the U.S. Patent and Trademark Office on the date shown below.

Name (Print / Type)		
Signature		Date

This collection of information is required by 37 CFR 1.114. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete. Including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing the burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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PRELIMINARY AMENDMENT
EXPEDITED PROCEDURE
EXAMINING GROUP 1635

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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Attorney Docket No.: ISPH-0567
Inventors: Bennett et al.
Serial No.: 09/938,048
Filing Date: August 23, 2001
Examiner: McGarry, Sean
Group Art Unit: 1635
Title: Use of Antisense Oligonucleotide
Libraries for Identifying Gene Function

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the date shown below.

On June 1, 2004

Jane Massey
Jane Massey Licata Registration No. 32,257

Commissioner for Patents
Washington, DC 20231

Dear Sir:

PRELIMINARY AMENDMENT

This Preliminary Amendment is being filed to address issues raised in the Advisory Action mailed March 9, 2004 setting a three (3) month statutory period for response from the mailing date of the final rejection dated December 15, 2003. A request for continued examination is filed herewith. Please enter the following amendments and remarks into the record.

Attorney Docket No.: **ISPH-0567**
Inventors: **Bennett et al.**
Serial No.: **09/938,048**
Filing Date: **August 23, 2001**
Page 2

Amendments to the Claims are reflected in the listing of claims which begin on page 3 of this paper.

Remarks/Arguments begin on page 6 of this paper.